

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHARLES CARPENTER,

Plaintiff,

v.

BENNY MOLINA, et al.,

Defendants.

No. 1:21-cv-00344-NONE-EPG (PC)

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS IN PART

(Doc. No. 8)

Plaintiff Charles Carpenter is a state inmate proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On June 2, 2021, the assigned magistrate judge entered findings and recommendations recommending that this action be dismissed with prejudice for failure to state a claim, failure to prosecute, and failure to comply with a court order. (Doc No. 8.) Plaintiff was provided an opportunity to file objections to the findings and recommendations within thirty (30) days. (*Id.* at 7-8.) Plaintiff has not filed any objections and the time to do so passed.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(B), this court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the court finds the findings and recommendations to be supported by the record and by proper analysis insofar as it

1 recommends dismissal for failure to comply with a court order and failure to prosecute. The court
2 declines to address any other grounds for dismissal.

3 Accordingly,

- 4 1. The findings and recommendations entered June 2, 2021 (Doc. No. 8) are adopted in
5 part;
- 6 2. This case is dismissed for failure to state a claim and failure to prosecute; and
- 7 3. The Clerk of Court is directed to assign a district judge for the purpose of closing the
8 case and then to close this case.

9
10 IT IS SO ORDERED.

11 Dated: July 30, 2021


UNITED STATES DISTRICT JUDGE